

JUN. 10. 2003

4:36PM

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NO. 1015 P. 1

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From : Stephen E. Reiter	SR	FAX RECEIVED
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MESSAGE:**OFFICIAL**

Re: Application Serial No. 09/628,387

Following are copies of:

Request for Continued Examination (3 pgs.-in dupl. = 6 pgs.);
Petition for Extension of Time (1 pg.).

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JUN. 10. 2003

4:37PM

858 792-6773 FOLEY AND LARDNER

NO. 1015 P. 5

Atty. Dkt. No. ABI1150-18
(071243-0218)

21/ Reg under

1.114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Soon-Shiong and Desai

Title: METHODS AND
FORMULATIONS OF
TAXANES

Appl. No.: 09/628,387

Appl. Filing Date: 08/01/2000

Examiner: A. Pulliam

Art Unit: 1615

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below. <u>Stephen E. Reiter</u> (Printed Name) <u>Step E. L.</u> (Signature) <u>June 10, 2003</u> (Date of Deposit)
--

Be
6-12-03

REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

1. Submission required under 37 C.F.R. §1.114: (check items that apply)

a. Previously submitted:

[X] Please enter and consider the Response After Final previously filed on May 9, 2003.

[] Please consider the Affidavit(s)/Declaration(s) previously filed on ___ but not considered.

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Atty. Dkt. No. ABI1150-18
(071243-0218)

☐ Please consider the arguments in the Appeal Brief or Reply Brief under 37 C.F.R. § 1.116 previously filed on ____.

☒ Petition for Extension of Time.

b. Enclosed are:

☐ Amendment/Reply.

☐ Affidavit(s)/Declaration(s).

☐ Information Disclosure Statement.

☐ Form PTO-1449 with copies of ____ listed reference(s).

☐ Other .

Miscellaneous:

☐ Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ____ months.

The filing fee is calculated below:

	Claims as Amended	Previously Paid For	Extra Claims Present	Rate	Fee Totals
RCE Fee 1.17(a)				\$750.00	\$750.00
Total Claims:	23	171	0	x \$18.00	\$0.00
Independents:	4	40	0	x \$84.00	\$0.00
First presentation of any Multiple Dependent Claims:				+ \$280.00	\$0.00
CLAIMS FEE TOTAL:					\$750.00

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(071243-0218)

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

[X] Extension for response filed within the first month:	\$110.00	\$110.00
[] Extension for response filed within the second month:	\$410.00	\$0.00
[] Extension for response filed within the third month:	\$930.00	\$0.00
[] Extension for response filed within the fourth month:	\$1,450.00	\$0.00
[] Extension for response filed within the fifth month:	\$1,970.00	\$0.00
EXTENSION FEE TOTAL:		\$110.00
CLAIMS AND EXTENSION FEE TOTAL:		\$860.00
[] Small Entity Fees Apply (subtract ¼ of above):		\$0.00
[] Suspension of action requested under 37 C.F.R. § 1.103(c)		\$0.00
TOTAL FEE:		\$880.00

[X] Please charge Deposit Account No. 50-0872 in the amount of \$860.00. A duplicate copy of this transmittal is enclosed.

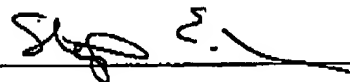
[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: June 10, 2003

By



FOLEY & LARDNER
Customer Number: 30542



30542

PATENT TRADEMARK OFFICE

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